

Attorney Docket No. 13530US01

DECLARATION AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SEPARATOR WITH FLUID DISTRIBUTION FEATURES FOR USE WITH A MEMBRANE ELECTRODE ASSEMBLY IN A FUEL CELL

the specification of which was filed in the U.S. Patent and Trademark Office on January 4, 2002, and assigned Serial No. 10/037,928_____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, section 119(a)-(d) or section 365(b) of any foreign application(s) for patent or inventor's certificate, or section 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application on which priority is claimed:

NONE.

I hereby claim the benefit under Title 35, United States Code, section 119(e) of any United States provisional application(s) listed below:

NONE.

I hereby claim the benefit under Title 35, United States Code, section 120 of any United States application(s), or section 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in such prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, section 1.56(a) which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:

NONE.

I hereby appoint:

George P. McAndrews	Reg.	No.	22,760
John J. Held	Reg.	No.	21,061
Timothy J. Malloy	Reg.	No.	25,600
William M. Wesley	Reg.	No.	26,521
Lawrence M. Jarvis	Reg.	No.	27,341
Gregory J. Vogler	Reg.	No.	31,313
Jean Dudek Kuelper	Reg.	No.	30,171
Herbert D. Hart III	Reg.	No.	30,063
Robert W. Fieseler	Reg.	No.	31,826
Thomas J. Wimbiscus	Reg.	No.	36,059
Steven J. Hampton	Reg.	No.	33,707
Priscilla F. Gallagher	Reg.	No.	32,223
Stephen F. Sherry	Reg.	No.	30,590
Patrick J. Arnold Jr.	Reg.	No.	37,769
George Wheeler	Reg.	No.	28,766
Ronald E. Larson	Reg.	No.	24,478
Christopher C. Winslade	Reg.	No.	36,308
Edward A. Mas II	Reg.	No.	37,179
Gregory C. Schodde	Reg.	No.	36,668
Edward W. Remus	Reg.	No.	25,703

	•
Donald J. Pochopien	Reg. No. 32,167
Sharon A. Hwang	Reg. No. 39,717
David D. Headrick	Reg. No. 40,642
Dean D. Small	Reg. No. 34,730
Alejandro Menchaca	Reg. No. 34,389
Kirk A. Vander Leest	Reg. No. 34,036
Richard T. McCaulley, Jr.	Reg. No. 41,977
Anthony E. Dowell	Reg. No. 39,661
Peter J. McAndrews	Reg. No. 38,547
Leland G. Hansen	Reg. No. P-50,731
James M. Hafertepe	Reg. No. P-51,219
Jonathan R. Sick	Reg. No. 43,920
Eligio C. Pimentel	Reg. No. 42,076
James P. Murphy	Reg. No. 40,741
Dean A. Pelletier	Reg. No. 45,007
Michael B. Harlin	Reg. No. 43,658
James R. Nuttall	Reg. No. 44,978
Jeffrey D. Wheeler	Reg. No. 39,066
Timothy L. Harney	Reg. No. 38,174
Joseph M. Barich	Reg. No. 42,291
Scott P. McBride	Reg. No. 42,853
Patricia J. McGrath	Reg. No. 44,919
Sandra A. Frantzen	Reg. No. 48,799
Christopher V. Carani	Reg. No. 44,049
Jennifer E. Lacroix	Reg. No. 46,852
Joseph F. Harding	Reg. No. 48,450
Joseph M. Butscher	Reg. No. 48,326
Stephen M. Miller	Reg. No. 40,728
Troy A. Groetken	Reg. No. 46,442
Michael J. Fitzpatrick	Reg. No. 48,510
John A. Wiberg	Reg. No. 44,401
David Muzilla	Reg. No. P-50,914

the address and telephone number of each of whom is McAndrews, Held & Malloy, Ltd., 500 West Madison Street, 34th Floor, Chicago, Illinois 60661, (312) 775-8000, as our attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Please direct telephone calls to Robert W. Fieseler at (312) 775-8123. Please direct facsimiles to Robert W. Fieseler at (312) 775-8100.

Please address correspondence to:

Robert W. Fieseler McAndrews, Held & Malloy, Ltd. 500 West Madison Street, Suite 3400 Chicago, Illinois 60661

I hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full	name	οf	first	inventor	<u>Alvin Lee</u>		
Inve	ntor's	s s:	ignatu	re	Mienhel	Date	Feb 08 2002

Residence Address

948 East 55th Avenue

Vancouver, BC Canada V5X 1N9

Citizenship <u>Canadian</u>

Post Office Address Ballard Power Systems Inc.

9000 Glenlyon Parkway

Burnaby, BC Canada V5J 5J9

Full name of second inve	ntor <u>Joerg Zimmermann</u>
Inventor's signature	1 Date Feb. 08/02
Residence Address	1502 - 1050 Burrard Street Vancouver, BC Canada V6Z 2S3
Citizenship	<u>German</u>
Post Office Address	Same as first joint inventor
Full name of third inven	tor <u>Olen Vanderleeden</u>
Inventor's signature	Clardullia Date Feb 8/2002
Residence Address	1958 Wiltshire Avenue Coquitlam, BC Canada V3K 5Z8
Citizenship	Canadian
Post Office Address	Same as first joint inventor

Post Office Address